

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CIVIL APPLICATION No 11314 of 1994

For Approval and Signature:

Hon'ble MR.JUSTICE S.K.KESHOTE

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1. Whether Reporters of Local Papers may be allowed to see the judgements?
2. To be referred to the Reporter or not?
3. Whether Their Lordships wish to see the fair copy of the judgement?
4. Whether this case involves a substantial question of law as to the interpretation of the Constitution of India, 1950 of any Order made thereunder?
5. Whether it is to be circulated to the Civil Judge?

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DM PATEL

Versus

STATE OF GUJARAT

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Appearance:

MS MAMTA VYAS for Petitioners

MR SR DIVETIA for Respondents

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CORAM : MR.JUSTICE S.K.KESHOTE

Date of decision: 09/07/97

ORAL JUDGEMENT

Heard the learned counsel for the parties.

2. The counsel for the respondents, Shri S.R. Divetia, contended that the matter in issue in this Special Civil Application is squarely covered by the decision of this Court in Sp. C.A. No.12544/94 (Coram: J.M. Panchal) decided on 29th December, 1994. A zerox copy of the said decision has also been filed on the

record of this case.

3. The petitioners are challenging by this Special Civil Application the directions as contained in the letter of August 11, 1994, annexure 'E' of the respondent and further prayer has been made to direct the respondents not to terminate their services and/or to transfer them to private-run schools.

4. In Special Civil Application No.12544/94 these very directions were under challenge and same prayers had been made. That Special Civil Application has been dismissed and this Court has held that the directions as contained in that letter dated August 11, 1994, are not in any manner illegal or arbitrary. It is not the case of termination of services of the petitioners. I am satisfied that this matter is squarely covered by the decision of this Court aforesaid.

5. In the result, this Special Civil Application fails and the same is dismissed. Rule discharged.

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